IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

ARBITRATION PETITION NO.529 OF 2003

Bhupendra J. Tejura. ... Petitioner.

vs.

Dilip J. Tejura & others. .... Respondents.

Ms.Shakuntala Joshi, for Petitioner.

Mr.S.A.Ghaisas, for Respondent no.1.

Mr.S.P.Dalal i/b. Dalal & Co. for Respondent nos.2 & 3.

AND

ARBITRATION PETITION NO.543 OF 2003

1.Mr.Nalin Jamnadas Tejura & another. ... Petitioners.

vs.

1.Mr.Bhupendra J. Tejura & another. ... Respondents.

Mr.S.P.Dalal i/b. Dalal & Co. for Petitioners.

Ms.Shakuntala Joshi, for Respondent no.1.

Mr.S.A.Ghaisas, for Respondent no.2.

CORAM: D.K.DESHMUKH,J.

DATED: 26th July,2005

P.C.:-

1. By consent of parties, the Award impugned in the petitions is set aside. The disputes in relation to dissolution of the firm and the accounts of the firm M/s.Shrinath Estate Agents are referred to the panel of three arbitrators viz. (i) Mr.Kashyap Khanna is appointed as Arbitrator being nominee of Nalin Jamnadas Tejura and Ms.Dolly N. Tejura; (ii) Mr.Avinash Ravani is appointed as Arbitrator being nominee of Bhupendra J. Tejura and Dilip J. Tejura; and (iii) Shri.Prakash Jain is appointed as Chairman of the Panel.

2. The fees of the arbitral tribunal shall be paid initially by Mr.Nalin J. Tejura-petitioner in Arbitration Petition 543 of 2003 and Mr. Bhupendra J. Tejura-Respondent in Arbitration Petition no.543 of 2003, in equal proportion. The payment of fees shall be decided by the Arbitral Tribunal finally while making their Award.

3. The Arbitral tribunal shall take the proceedings and finish them as expeditiously as possible in any case within a period of six months from today. The petitioner in Arbitration Petition no.543 of 2003 to communicate this order to the Arbitral Tribunal.

It is clarified by consent of parties that the Arbitral

Tribunal while taking accounts of the firm has to take the accounts of the firm from the year 1980 and the Arbitral Tribunal has also to consider the list of the property from 8.3.1992.

Parties to act on the ordinary copy of the order duly authenticated by the Associate/Personal Secretary of this Court.